

The Board of Clark County Commissioners met in regular session pursuant to adjournment in accordance with Section 121.22 O.R.C. (Sunshine Law) in the Commission Chambers, 3130 East Main Street, Springfield, Ohio.

The following members and guests were present: Commissioner Melanie F. Wilt; Commissioner Sasha L. Rittenhouse; Commissioner Lowell R. McGlothlin; Jennifer Hutchinson, County Administrator; Michelle Noble, HR Director/Assistant County Administrator; Angela Wheeler, Commission Clerk; Theresa Cox, Administrative Assistant; Michael Cooper, Public Information Officer; Tom O'Neal, Veterans Service Commission; Campbell Burke, Commission Intern; Jolene Gottlieb; Frank Eimster; J. Alex Dietz, Stephanie Dunlap, and Rachel Ricketts, Community and Economic Development Department.

Commissioner Wilt called the meeting to order and introductions were made.

Agenda Review:

Ms. Hutchinson reviewed the agenda.

Resolution 2023-0741 authorized contract with Nature's Own Landscaping was modified to update the contract amount. This is on behalf of the Building and Grounds Director.

Resolution 2023-0742 authorized first amendment for exhibit B, Electricity Purchasing Program. Ms. Hutchinson said Mr. Snavely from Palmer Energy came in August to discuss this amendment.

Resolution 2023-0743 authorized contract amendment #1 with Software Solutions, Inc., on behalf of the Utilities Director, to provide cloud based hosting of utility billing software. Commissioner Wilt asked if this is a software program being used outside of our network. Ms. Hutchinson said yes, it would be hosted from the cloud. She said it puts all the maintenance back onto the vendor instead of our Information Systems Department.

Resolution 2023-0744 authorized grant submission to Ohio Department of Aging for the Health Aging Grant of \$480,214.21. Ms. Hutchinson said, per the state, Clark County is eligible for this amount of money. There are stipulations on how the funds can be used. The purchases from this grant must enable the elderly person to stay in their home. Commissioner Wilt asked if we could use it to supplement the program that United Senior Services or Habitat does for grants or making updates to someone's home. Ms. Hutchinson said yes. She said the County is working on a Request for Proposals.

Resolution 2023-0745 authorized grant acceptance with Ohio Network of Children's Advocacy Centers, on behalf of the Department of Job and Family Services Director, for the ONCAC ARPA Grant.

Resolution 2023-0746 authorized grant submission for Victim of Crimes Act (VOCA) Grant, on behalf of the Department of Job and Family Services Director. This grant funds salary and benefit costs for 50% of FTE Clerical Support Specialist and on-site Mental Health Services.

Resolution 2023-0747 accepted grant agreement with Ohio Attorney General, on behalf of the County Prosecutor, for the VOCA/SVAA Grants for the Victim Witness Program.

Resolution 2023-0748 acknowledged and transferred deed for property located at 3600 East National Road, to Board of Trustees of Springfield Township. This is something the County has been working on with Springfield Township for a while. Ms. Hutchinson said back in the 1980's, the County gave the property to Springfield Township but the property was never properly transferred. This is just correcting the paperwork to show we have no rights to this property. Springfield Township would like to sell the property and this will clear the property so it can be sold. Discussion ensued regarding the property.

Resolution 2023-0749 authorized amended certificate #9 and appropriated funds. This is for the Sheriff's office, EMA, Board of Developmental Disabilities, and the Public Defender's office.

Resolution 2023-0750 authorized intra-fund transfer for Probate Court. This transfer is needed to cover a depleted account due to employee retirement.

Resolution 2023-0751 approved travel/expense allowances for Engineer's office and Juvenile Court.

Resolution 2023-0752 set date and time for public hearing for Moorefield Township Alley Vacation filed by Moorefield Township Board of Trustees. The public hearing will be on November 1, 2023. Ms. Hutchinson said this vacation does not require a site visit.

Resolution 2023-0753 10:00 a.m. public hearing for rezoning case Z-2023-04 filed by Ryan M. Harris.

Commissioner Updates:

Commissioner McGlothlin said he has good news about the gas station at State Route 235 and State Route 40. They are putting in the deceleration lane that is required by the state. He said hopefully, when the gas station opens, it will generate some tax dollars. Commissioner Rittenhouse asked if it is a new owner. Commissioner McGlothlin said he believes it is the same owner.

Commissioner McGlothlin said the two (2) habitat houses being built in New Carlisle have the trusses up now.

Commissioner Wilt said Best of Springfield is Thursday. She asked if anyone from the County is going to the event. She said she is unable to attend. No one volunteered to attend.

Commissioner Rittenhouse asked if anyone is going to the Victory Baptist Church event Sunday. She said she might attend.

Commissioner Wilt said she would be attending the Enon Apple Butter Festival this weekend.

County Administrator Updates:

Ms. Hutchinson said unfortunately, there was a water pipe burst at Springview Government Center early Saturday morning. The County will be putting alarms on the pipes so the County will be alerted in the future if this happens. The clean-up company the County hired has been amazing. The County has never used them before. The County is working with the insurance company regarding the claim. There is not a lot of damage to the property, but there is a lot of damage to the building.

Ms. Hutchinson said she emailed the strategic plan to the commissioners. She said there has been some amazing work done by our team. She said if the commissioners have any questions, let her know.

Ms. Hutchinson said there was a meeting last week with the health insurance company. It was another great year and the County is looking at a 5% increase, which is extremely good since we have had several high claims.

Ms. Hutchinson said the County is offering flu shots right now. Sara Davis sent out the times and locations where they will be offered.

Commissioner Wilt said there is something she wanted to ask the other commissioners. She said she was approached about being on the CCAO Board at the state level. She said they would vote in December for next year. Commissioner McGlothlin asked how much time would be involved. Commissioner Wilt said she is not

sure. She said it is nine (9) meetings per year. She thinks Clark County would gain just by being involved in the board. She is considering it but she wanted to get the other commissioner's thoughts. She would have to take a step back from being President. Commissioner Rittenhouse said congratulations and thinks it would be great. Commissioner McGlothlin said it is a good opportunity if she feels she can fit it in her schedule. She has not made a decision yet. Commissioner Rittenhouse said she is happy to do whatever Commissioner Wilt needs her to do to help.

Public Information Officer/Calendar/Event Updates:

Mr. Cooper said Trick or Treat is October 28 from 6:00 p.m. until 9:00 p.m.

He wanted to give props to the Building and Grounds department staff. He said they did a wonderful job over the weekend with the pipe bursting.

Commissioner McGlothlin asked if Community Development is able to work in their office. Ms. Hutchinson said yes, they are able to work.

Commissioner McGlothlin said he had someone called him regarding permits. The man said Community and Economic Development department us trying to make him get a state certification. Ms. Hutchinson said next week during open session Mr. Harris would present his recommendations regarding the permits. Commissioner McGlothlin said the man told him it is only for commercial use. Ms. Hutchinson said she believes it is for both residential and commercial, but there is inconsistency on the residential part. Commissioner McGlothlin asked, meanwhile, the County would continue to issue permits. Ms. Hutchinson said she would have to follow up with Mr. Harris. Commissioner McGlothlin asked if there is a possibility people could be grandfathered in. Ms. Hutchinson said that information would be presented next week.

Audience Comments:

Commissioner Wilt said Mr. Eimster and Ms. Gottlieb are present at the meeting to report a public safety concern. She said both people live on Rebert Pike and Rhonemous Street in Springfield Township. She spoke to them before the meeting and they have an issue with falling trees and is a matter of public safety. They told her a few trees have fallen on Mr. Eimster's property. There are large Columbia gas meters and pipes in the area. There is a creek that runs behind the property, which she believes is Clark County property. The Engineer has been to the property and said it is not in the right-of-way of the road. Springfield Township said it is not their issue. Columbia Gas has been there and no one is able to do anything. Both residents see a public safety issue that could occur and want to be proactive. Mr. Eimster showed the commissioners the pictures of the trees on his phone. Mr. Eimster said there are trees leaning at a 35-degree angle that are rotten. He said these remaining trees are more rotten than the trees that have already fallen. Commissioner Wilt said it sounds like a Columbia Gas or electric company right-of-way. The utility companies said they only use the right-of-way and they are not responsible for maintenance of the right-of-way. Commissioner Wilt asked Mr. Eimster if the easement the gas company has is through his property or the County's property. He said, according to the map, it goes through County property. Mr. Eimster said it is not his so why is no one concerned about it. Regardless of whose property it is, the county has the resources to get it cut. He said the County could find out whose property it is and send them the bill or write it off as a tax loss. Ms. Hutchinson said the County could not go on private property. Commissioner Wilt said the County needs to verify it is public property. She would like to talk to the entities and begin the process of taking care of the issue. She has Mr. Eimster and Ms. Gottlieb's phone numbers and property addresses. She will talk to the other entities and get back to them both. Mr. Eimster wanted his statement to be on the record that these trees that are leaning across Rebert Pike are in worse shape than the tree that already fell. He said it is not a matter of if they fall but when they fall. Commissioner Wilt said she might drive back there to look at it before she calls anyone. Ms. Hutchinson said she would send it to the Prosecutor representatives to find out whose property it is. Mr. Eimster asked what would happen when the tree falls, and he goes out and moves the tree off

Rhonemous Street. Commissioner Wilt said at that point it is truly a public safety issue and they will remove it. Commissioner McGlothlin thanked the residents for bringing it to their attention.

Commissioner Wilt asked Campbell Burke, the new commission intern, if she would like to introduce herself. Miss Burke said she is the student intern for Angela Wheeler. She said she works three (3) days per week. Commissioner Wilt asked her where she attends school. She said she goes to Global Impact Stem Academy but she currently attends Clark State full-time. She plans to get her associates degree before she graduates high school. Commissioner Wilt asked Miss Burke where she intends to go to college. Miss Burke said she hopes to go to Ohio State University but she has also applied at other schools out of state. Commissioner Rittenhouse asked her what she plans for her major. Miss Burke said she is not sure but wants to do something environmental. She said she is leaning toward environmental law right now. Commissioner Wilt said her brother is an environmental agricultural attorney. Commissioner Wilt offered for Miss Burke to do a project with the commissioners. The commissioners all welcomed Miss Burke.

Commissioner Wilt asked Mr. O'Neal if the Veterans Commission Service cuts down trees for veterans. Mr. O'Neal was not sure. Commissioner Wilt told Mr. Eimster she appreciates his service. She said she overheard his response to someone earlier when he told them he would do it all over again.

Commissioner Wilt recessed until 10:00 a.m.

Call to Order, Commission President Wilt

Resolution 2023-0740

Following the pledge, Commissioner Rittenhouse moved to approve the minutes of the last meeting and dispense with the reading of the same. Commissioner McGlothlin seconded the motion. The roll being called for passage resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

Commissioner Rittenhouse moved to approve the agenda with the exception of resolution 2023-0753. Commissioner McGlothlin seconded the motion. The role being called for passage resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

**Modified
Resolution 2023-0741
B&GC file**

**Authorize Contract with
Nature's Own Landscaping**

Commissioner Rittenhouse moved, per the request of the Buildings and Grounds Director, to authorize a contract with:

Organization Name:	Nature's Own Landscaping
Organization Address:	1744 Pembroke Road, Springfield, Ohio 45504
In the amount of:	\$16,776.06
Funding Source(s):	General
Purpose:	2023 Landscaping and Design Services
Effective Dates:	October 11, 2023 through December 31, 2023
Reason for Modification:	Increasing amount of contract from \$15,262.04 to \$16,776.06

Further, move to authorize the County Administrator to execute the contract and related documents, including the purchase order.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

Resolution 2023-0742
COMC file

**Authorize First Amendment for Exhibit B,
Electricity Purchasing Program**

Commissioner Rittenhouse moved to authorize the first amendment for Exhibit B, Electricity Purchasing Program:

CCAO Service Commission and Clark County agree that it is necessary and desirable that the First Amendment for Exhibit B, Electricity Purchasing Program be entered into in order to amend and adopt Exhibit B, Electricity Purchasing Program with the following changes:

1. The electric purchasing for all county facilities participating in the Electricity Purchasing Program will be combined into one contract per supplier.
2. The Program Administrative Fee will increase from \$0.001 per kWh (kilowatt-hour) consumed to \$0.0013 per kWh (kilowatt-hour) consumed.
3. The Manager and CCAOSC will utilize outside legal counsel with energy expertise and the Ohio Prosecuting Attorney's Association to identify legal assistance in evaluating Electric Supply Agreements on behalf of the Participants in the Program, to be paid out of the Program Administrative Fee.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

Resolution 2023-0743
UTLC file

**Authorize Contract Amendment #1 with
Software Solutions, Inc.**

Commissioner Rittenhouse moved, per the request of the Utilities Director, to authorize contract amendment #1 with:

Organization Name:	Software Solutions, Inc.
Organization Address:	8534 Yankee Street, Suite 2B, Dayton, Ohio 45458
Amendment Amount:	\$16,000.00 (\$1,000 implementation fee \$15,000 annual cloud hosting)
New Contract Amount:	\$65,750.00
Funding Source(s):	General Water and Sewer Funds
Purpose of Amendment:	To provide cloud based hosting of utility billing software
Purpose of Contract:	To upgrade the Utilities Department billing software from the Software Solutions Inc. EGOV platform to the VIP Utility Billing platform

Amendment Effective Date: October 11, 2023 through indefinite
Original Effective Date: March 22, 2023 through indefinite

Further, move to authorize the County Administrator to execute the contract amendment and related documents, including the purchase order.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

Resolution 2023-0744
COMG file

Authorize Grant Submission to Ohio Department of Aging

Commissioner Rittenhouse moved, per the request of the County Administrator, to authorize grant submission of the following:

Grant: Healthy Aging Grant
Grantor: Ohio Department of Aging
Funding Amount: \$480,214.21
Purpose: To address social determinants of health, foster an improved quality of life for older Ohioans, enabling them to remain in their homes and stay connected to their communities, preserve their personal assets, and promote a healthy, independent, active lifestyle.
Grant Effective Dates: October 1, 2023 through September 30, 2024

Further, move to authorize the County Administrator to execute the grant submission and related documents.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

Resolution 2023-0745
JFSG file

Authorize Grant Acceptance with Ohio Network of Children’s Advocacy Centers

Commissioner Rittenhouse moved, per the request of the Department of Job and Family Services Director, to authorize acceptance of the following:

Grant: ONCAC ARPA Grant
Grantor: Ohio Network of Children’s Advocacy Centers
Funding Amount: \$45,000.00
Purpose: Provide training for CAC staff and members of Multidisciplinary Team at National Conferences
Grant Effective Dates: October 1, 2023 through December 1, 2024

Further, move to authorize the County Administrator to execute the grant acceptance and related documents.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

Resolution 2023-0746
JFSG file

**Authorize Grant Submission
for Victim of Crimes Act Grant (VOCA)**

Commissioner Rittenhouse moved, per the request of the Department of Job and Family Services Director, to authorize submission of the following:

- Grant:** Victim of Crimes Act (VOCA)
- Grantor:** Ohio Attorney General’s Office
- Funding Amount:** \$86,412.00
- Purpose:** Grant requires a 20% match of \$17,282 for a total budget of \$103,694.40. Grant will fund salary and benefit costs for 50% of FTE Clerical Support Specialist and contract for on-site Mental Health Services.
- Grant Effective Dates:** October 1, 2023 through September 30, 2024

Further, move to authorize the County Administrator to execute the grant submission and related documents.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

Resolution 2023-0747
PRSG file

**Accept Grant Agreement with
Ohio Attorney General**

Commissioner Rittenhouse moved, per the request of the County Prosecutor, to accept the following grant agreement:

- Grantor:** Ohio Attorney General
- Grant:** VOCA/SVAA
- Funding Amount:** VOCA \$45,908.99
SVAA \$ 5,935.61
- Purpose:** Victim Witness Program
- Effective Dates:** October 1, 2023 through September 30, 2024

Further, move to authorize the County Administrator to execute the grant agreement and related documents.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

**Resolution 2023-0748
DEED file**

**Acknowledge and Transfer Deed
for Property Located at 3600 East National Road**

Commissioner Rittenhouse moved, per the request of the County Engineer, to acknowledge receipt and accept the deed for the following property:

Granted to:
Board of Trustees of Springfield Township

Property Address:
3600 East National Road, Springfield, Ohio 45505

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

**Resolution 2023-0749
FINA file**

**Authorize Amended Certificate #9 and
Appropriate Funds**

Commissioner Rittenhouse moved, upon the recommendation of the County Administrator, to authorize Amended Certificate #9 and appropriate funds.

CAFR Format - Commission and Auditor's Use Only			
<u>Fund</u>	<u>Department</u>	<u>Account</u>	<u>Amount</u>
GENERAL FUND (0001)	SHERIFF	PERS & FRINGES	267,606.18
GENERAL FUND (0001)	SHERIFF	OPERATING EXP	62,308.20
GENERAL FUND (0001)	EMA	CAPITAL ASSET EXPENSES	80,000.00
GENERAL FUND (0001)	EMA	OPERATING EXP	53,729.10
BD OF DD - GEN SVC (2080)	BD OF DD	OPERATING EXP	127,337.27
GENERAL FUND (0001)	PUB DEF	OPERATING EXP	50,000.00
		Total	640,980.75

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

**Resolution 2023-0750
FINF file**

Authorize Intra-Fund Transfer(s)

Commissioner Rittenhouse moved, upon the recommendation of the County Administrator, to authorize the following Intra-Fund Transfer(s):

From			To		
Department	Expense Acct.	Amount	Department	Expense Acct.	Amount
Fund: General					
Probate Ct.	Other Exp.	\$8,000.00	Probate Ct.	Salaries	\$8,000.00
Reason: Transfer needed to cover depleted account due to employee retirement.					

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

Resolution 2023-0751
TRAV file

Approve Travel/Expense Allowance

Commissioner Rittenhouse moved, per the request of the following Department Director(s) or Elected Official(s), to approve the following travel allowances:

Dept.	Name	Purpose	Place	Date	Cost
Engineer	R. Hankison	Professional Land Surveyors of Ohio	Newark, OH	10/19-20/23	\$ 600.00
Juv. Ct.	R. Payton	Henschen User Mtg.	Findlay, OH	10/12-13/23	\$ 141.22
Juv. Ct.	G. Mitchell	Coalition for Juvenile Justice	Louisville, KY	10/30-31/23	\$1,145.00

Further, move reimbursements shall comply with all requirements of the Travel Policy as adopted in the Personnel Manual.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

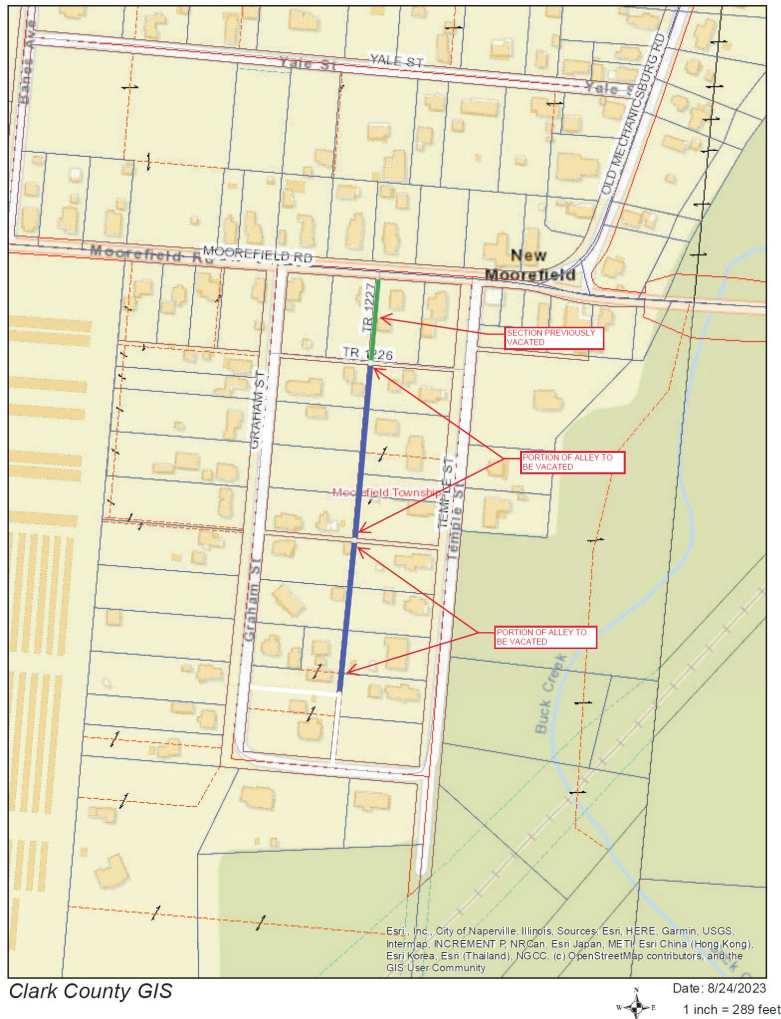
Resolution 2023-0752
VACM

Set Date and Time for Public Hearing for Moorefield Township Alley Vacation filed by Moorefield Township Board of Trustees

Commissioner Rittenhouse moved, pursuant to receipt of Moorefield Township Board of Trustee Resolution 121-2023, received by the Commission Clerk on September 19, 2023, requesting vacation of a portion of a Moorefield Township Alley known as Township Road TR1228 and in accordance with Ohio Revised Code §5553.045, to set 10:00 a.m., November 1, 2023, in the Commission Chambers, 3130 East Main Street, Springfield, Ohio, as the date and time for a public hearing for the proposed vacation of said alley.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes



Clark County GIS

**Resolution 2023-0753
ZMRF file**

**10:00 a.m. Public Hearing for
Rezoning Case Z-2023-04 filed by Ryan M. Harris**

This is the date and time set by the Board of County Commissioners, Clark County, Ohio, to hold a public hearing on the proposed rezoning case Z-2023-04 to rezone property in Moorefield Township to amend 8.84 acres of an existing PD-M (Planned District Mixed Use) to allow for a single family residence (R-2B) instead of condominiums and to allow access onto Moorefield Road located at 0 Moorefield Road (PID #220-03-00022-300-047).

Public Hearing opened by the Commission President at 10:02 a.m.

Staff Report: *Rachel Ricketts, Community and Economic Development Department, reviewed the application and maps regarding the rezoning case (attached). The surrounding land use is the PD district and surrounded by R-2A. The new site plan shows the new lots and the access road to Moorefield Road. There is a Dollar*

General in the area that is zoned PD-M district. Ms. Ricketts showed the outline setbacks for R-2B. The Engineer’s office submitted their report. They stated it would not have a negative impact to the area. Staff recommends the Pl applicants request be approved with conditions made by the Clark County Engineer. The Planning Commission met on September 6, 2023, and recommends approval with the Clark County Engineer’s approval, and the Rural Zoning Commission met on September 14, 2023, and recommends approval with the Clark County Engineer’s approval.

Commissioner McGlothin asked if there were any objections from neighbors. Ms. Ricketts said there was a question from a property owner on one side. The neighbor wanted to ensure there is still access to his back building. The owner and the neighbor are working it out so the neighbor still has access.

Audience Comments: *None.*

The Public Hearing was closed by the Commission President at 10:06 a.m.

Commissioner Rittenhouse moved to approve rezoning case Z-2023-04 as presented.

Commissioner McGlothin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothin, Yes; Commissioner Rittenhouse, Yes; Commissioner Wilt, Yes

Resolution 2023-0754

Commission President Wilt adjourned the meeting.

BOARD OF CLARK COUNTY COMMISSIONERS

By: _____
Melanie F. Wilt, President

By: _____
Sasha L. Rittenhouse

I certify that the record is true and accurate:

Commission Clerk

By: _____
Lowell R. McGlothin